

# JOURNAL OF THE HOUSE

SECOND REGULAR SESSION, 90th GENERAL ASSEMBLY

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THIRTY-FIFTH DAY, MONDAY, MARCH 6, 2000

Speaker Gaw in the Chair.

Prayer by Father David Buescher.

Almighty God, in this new week of service to each other and to You, help this House to answer even more fully the question, "What are the virtues of good governance?"

May our Representatives' hearts be pure and their minds clear, their purpose arise from inner strength and dedication, their goals in line with justice and truth. As this legislative session reaches its halfway time, give us all the courage to stay the course on the high road of impartiality and fair dealing, in all we do, plan, speak, and legislate. Facilitate this House, God of all that is good, today into all tomorrow. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Emily Vesser and Sylvia Price.

The Journal of the thirty-fourth day was approved as printed by the following vote:

AYES: 081

Abel	Auer	Backer	Barry 100	Berkowitz
Bonner	Boucher 48	Bray 84	Britt	Campbell
Carter	Clayton	Crump	Curls	Davis 122
Davis 63	Days	Dougherty	Farnen	Fitzwater
Foley	Ford	Franklin	Fraser	George
Graham 24	Gratz	Green	Gunn	Hagan-Harrell
Hampton	Harlan	Hickey	Hilgemann	Hosmer
Kelly 27	Kennedy	Kissell	Koller	Kreider
Lakin	Lawson	Leake	Liese	Luetkenhaus
May 108	Mays 50	McBride	McKenna	McLuckie
Merideth	Monaco	Murray	O'Connor	O'Toole
Overschmidt	Parker	Ransdall	Relford	Reynolds
Riley	Rizzo	Scheve	Schilling	Seigfreid
Selby	Shelton	Skaggs	Smith	Thompson
Treadway	Troupe	Van Zandt	Wagner	Ward
Wiggins	Williams 121	Williams 159	Wilson 25	Wilson 42
Mr. Speaker				

NOES: 068

Akin	Alter	Ballard	Barnett	Bartelsmeyer
Bartle	Bennett	Berkstresser	Black	Blunt
Boatright	Champion	Chrismer	Cierpiot	Crawford
Enz	Foster	Froelker	Gaskill	Gibbons
Graham 106	Griesheimer	Gross	Hanaway	Hartzler 123
Hartzler 124	Hegeman	Hendrickson	Hohulin	Holand
Howerton	Kelley 47	King	Klindt	Legan

Levin	Linton	Long	Loudon	Luetkemeyer
Marble	Miller	Murphy	Myers	Naeger
Nordwald	Ostmann	Patek	Phillips	Pouche 30
Pryor	Purgason	Reid	Reinhart	Richardson
Ridgeway	Robirds	Ross	Sallee	Schwab
Scott	Secrest	Shields	Summers	Townley
Tudor	Vogel	Wright		

PRESENT: 000

ABSENT WITH LEAVE: 013

Boykins	Burton	Dolan	Elliott	Evans
Gambaro	Hollingsworth	Hoppe	Kasten	Lograsso
McClelland	Stokan	Surface		

VACANCIES: 001

### HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 465 - Representative Liese  
 House Resolution No. 466 - Representative Naeger  
 House Resolution No. 467 - Representative Secrest  
 House Resolution No. 468 - Representatives Bray, Fraser and Thompson  
 House Resolution No. 469 - Representative Relford  
 House Resolution No. 470 - Representative Ballard  
 House Resolution No. 471 - Representative Graham (106)

### SECOND READING OF HOUSE JOINT RESOLUTION

**HJR 73** was read the second time.

### SECOND READING OF HOUSE BILLS

**HB 2091** through **HB 2100** were read the second time.

### THIRD READING OF HOUSE BILLS - CONSENT

**HB 1376**, relating to new member visitation, was taken up by Representative Farnen.

On motion of Representative Farnen, **HB 1376** was read the third time and passed by the following vote:

AYES: 144

Abel	Akin	Alter	Auer	Ballard
Barnett	Barry 100	Bartelsmeyer	Bartle	Bennett
Berkowitz	Berkstresser	Black	Blunt	Boatright
Bonner	Boucher 48	Bray 84	Britt	Campbell
Carter	Champion	Chrismer	Cierpiot	Crawford
Crump	Curls	Davis 122	Davis 63	Days
Dougherty	Enz	Farnen	Fitzwater	Foley
Ford	Foster	Franklin	Fraser	Froelker
Gaskill	George	Gibbons	Graham 106	Graham 24
Gratz	Green	Griesheimer	Gross	Gunn
Hagan-Harrell	Hampton	Hanaway	Harlan	Hartzler 123

Hartzler 124	Hegeman	Hendrickson	Hickey	Hilgemann
Hohulin	Holand	Hosmer	Howerton	Kelley 47
Kelly 27	Kennedy	King	Kissell	Klindt
Koller	Kreider	Lakin	Lawson	Leake
Legan	Levin	Liese	Linton	Long
Loudon	Luetkemeyer	Luetkenhaus	Marble	May 108
Mays 50	McBride	McKenna	McLuckie	Merideth
Miller	Monaco	Murray	Myers	Naeger
Nordwald	O'Connor	O'Toole	Ostmann	Parker
Patek	Phillips	Pouche 30	Pryor	Purgason
Ransdall	Reinhart	Relford	Reynolds	Richardson
Ridgeway	Riley	Rizzo	Robirds	Ross
Sallee	Scheve	Schilling	Schwab	Scott
Secrest	Seigfreid	Selby	Shelton	Shields
Skaggs	Smith	Summers	Thompson	Townley
Treadway	Troupe	Tudor	Van Zandt	Vogel
Wagner	Ward	Wiggins	Williams 121	Williams 159
Wilson 25	Wilson 42	Wright	Mr. Speaker	

NOES: 002

Murphy                      Reid

PRESENT: 000

ABSENT WITH LEAVE: 016

Backer	Boykins	Burton	Clayton	Dolan
Elliott	Evans	Gambaro	Hollingsworth	Hoppe
Kasten	Lograsso	McClelland	Overschmidt	Stokan
Surface				

VACANCIES: 001

Speaker Gaw declared the bill passed.

On motion of Representative Auer, title to the bill was agreed to.

Representative Davis (122) moved that the vote by which the bill passed be reconsidered.

Representative Hickey moved that motion lay on the table.

The latter motion prevailed.

**HB 1292**, relating to health insurance, was taken up by Representative Auer.

Representative Auer moved that **HB 1292** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 081

Abel	Auer	Barry 100	Berkowitz	Berkstresser
Blunt	Bonner	Boucher 48	Bray 84	Britt
Campbell	Carter	Crump	Curls	Davis 122
Davis 63	Days	Dougherty	Farnen	Fitzwater
Franklin	Fraser	George	Graham 106	Graham 24
Gratz	Griesheimer	Gross	Gunn	Hagan-Harrell
Hampton	Harlan	Hendrickson	Hickey	Hosmer
Howerton	Kelly 27	Kennedy	Kissell	Koller

Kreider	Lakin	Leake	Levin	Liese
Luetkenhaus	May 108	Mays 50	McBride	McKenna
McLuckie	Merideth	Miller	Monaco	Murray
O'Connor	O'Toole	Parker	Ransdall	Reinhart
Relford	Reynolds	Riley	Rizzo	Schilling
Seigfreid	Selby	Skaggs	Smith	Thompson
Townley	Treadway	Troupe	Van Zandt	Wagner
Ward	Wiggins	Williams 159	Wilson 25	Wilson 42
Mr. Speaker				

NOES: 013

Akin	Alter	Bartelsmeyer	Bartle	Bennett
Clayton	Gaskill	Hanaway	Murphy	Purgason
Reid	Ross	Shelton		

PRESENT: 017

Crawford	Enz	Foster	Gibbons	Hartzler 124
King	Loudon	Naeger	Patek	Phillips
Ridgeway	Secrest	Shields	Summers	Tudor
Williams 121	Wright			

ABSENT WITH LEAVE: 051

Backer	Ballard	Barnett	Black	Boatright
Boykins	Burton	Champion	Chrismer	Cierpiot
Dolan	Elliott	Evans	Foley	Ford
Froelker	Gambaro	Green	Hartzler 123	Hegeman
Hilgemann	Hohulin	Holand	Hollingsworth	Hoppe
Kasten	Kelley 47	Klindt	Lawson	Legan
Linton	Lograsso	Long	Luetkemeyer	Marble
McClelland	Myers	Nordwald	Ostmann	Overschmidt
Pouche 30	Pryor	Richardson	Robirds	Sallee
Scheve	Schwab	Scott	Stokan	Surface
Vogel				

VACANCIES: 001

**HB 1208**, relating to probate, was taken up by Representative Fitzwater.

Representative Fitzwater moved that **HB 1208** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 081

Abel	Auer	Barry 100	Berkowitz	Bonner
Boucher 48	Bray 84	Britt	Campbell	Carter
Clayton	Crump	Curls	Davis 122	Davis 63
Days	Dougherty	Farnen	Fitzwater	Foley
Ford	Franklin	Fraser	George	Graham 24
Gratz	Green	Gunn	Hagan-Harrell	Hampton
Harlan	Hartzler 123	Hendrickson	Hickey	Hilgemann
Holand	Hosmer	Kelly 27	Kennedy	Kissell
Koller	Kreider	Lakin	Lawson	Leake
Liese	Luetkenhaus	May 108	Mays 50	McBride
McKenna	McLuckie	Merideth	Monaco	Murray
O'Connor	O'Toole	Parker	Ransdall	Relford
Reynolds	Riley	Rizzo	Schilling	Seigfreid
Selby	Shelton	Skaggs	Smith	Thompson
Treadway	Tudor	Van Zandt	Wagner	Ward
Wiggins	Williams 121	Williams 159	Wilson 25	Wilson 42
Mr. Speaker				

NOES: 055

Akin	Alter	Ballard	Barnett	Bartelsmeyer
Bartle	Bennett	Berkstresser	Black	Blunt
Boatright	Champion	Chrismer	Cierpiot	Enz
Foster	Froelker	Gaskill	Graham 106	Griesheimer
Gross	Hanaway	Hartzler 124	Hegeman	Hohulin
Howerton	Kelley 47	King	Klindt	Levin
Long	Loudon	Luetkemeyer	Marble	Miller
Myers	Nordwald	Ostmann	Phillips	Pouche 30
Pryor	Purgason	Reid	Reinhart	Richardson
Robirds	Ross	Sallee	Schwab	Scott
Secrest	Shields	Summers	Townley	Vogel

PRESENT: 010

Crawford	Gibbons	Legan	Linton	Murphy
Naeger	Patek	Ridgeway	Troupe	Wright

ABSENT WITH LEAVE: 016

Backer	Boykins	Burton	Dolan	Elliott
Evans	Gambaro	Hollingsworth	Hoppe	Kasten
Lograsso	McClelland	Overschmidt	Scheve	Stokan
Surface				

VACANCIES: 001

**HB 1353**, relating to coroners' reports, was taken up by Representative Farnen.

Speaker Pro Tem Kreider assumed the Chair.

**HB 1353** was laid over.

### REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

**HB 1318** - Miscellaneous Bills and Resolutions

**HB 1561** - Miscellaneous Bills and Resolutions

**HB 1763** - Miscellaneous Bills and Resolutions

### REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

**SS SB 549** - Missouri Tobacco Settlement

### COMMITTEE REPORTS

**Committee on Environment and Energy**, Chairman Wiggins reporting:

Mr. Speaker: Your Committee on Environment and Energy, to which was referred **HB 1927**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

**Committee on Municipal Corporations**, Chairman Shelton reporting:

Mr. Speaker: Your Committee on Municipal Corporations, to which was referred **HB 1915**, begs leave to report it has examined the same and recommends that it **Do Pass**.

### **INTRODUCTION OF HOUSE BILLS**

The following House Bills were read the first time and copies ordered printed:

**HB 2101**, introduced by Representative Chrismer, relating to the establishment of the Veterans' Memorial Bridge.

**HB 2102**, introduced by Representatives Hampton, Gaw, Smith, Bray, Scheve, Crump, Franklin, Kreider, Foley and Fraser, et al, relating to disclosure of personal information from motor vehicle records maintained by the department of revenue.

**HB 2103**, introduced by Representatives Gibbons and Phillips, relating to firearm crimes.

### **COMMITTEE CHANGE**

The Speaker submitted the following Committee change:

Representative Wilson (42) has been appointed a member of the Budget Committee.

### **MESSAGE FROM THE SENATE**

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 21**.

#### **SENATE CONCURRENT RESOLUTION NO. 21**

WHEREAS, Nathaniel J. "Nat" Rivers served the people of the City of St. Louis as a member of the Missouri House of Representatives beginning in 1969, and he continued to serve for the next fourteen years; and

WHEREAS, Nat Rivers was born in Cache, Illinois and educated at Sumner High School in Cairo, Illinois, Southern Illinois University at Carbondale and St. Louis University; and

WHEREAS, Nat Rivers, a real estate and insurance broker, was very active in his community, and served on the Board of Directors of Mid-City Rental Company, Union Sarah Community Corporation, West Side Redevelopment Corporation, West End Congress, Union-Sarah Economic Development Corporation and West Side Community Gardens; and

WHEREAS, Nat Rivers was recognized for his contributions to the St. Louis community through numerous awards, including the St. Louis Citizens Award in Community Service in 1979, the Harris-Stowe College Award in recognition for his concern for Higher Education and Human Development in 1978, and the Dr. Martin Luther King Jr. Human Rights Award in 1979; and

WHEREAS, such awards only begin to recognize Nat Rivers' true accomplishments and contributions to the citizens of St. Louis and the State of Missouri; and

WHEREAS, the most appropriate way to recognize an individual of Nat Rivers' stature is to name a public building after him; and

WHEREAS, the St. Louis Central Office of the Division of Workforce Development, located at 4811 Delmar Boulevard in the City of St. Louis, has no proper name; and

WHEREAS, this St. Louis Central Office provides much needed community services to persons in the St. Louis area, including job service and development, job corps, work opportunity and welfare-to-work information, job training assistance, veterans service and unemployment benefit information; and

WHEREAS, Nat Rivers' contributions and service to the community of St. Louis are exemplary and distinguished:

NOW, THEREFORE, BE IT RESOLVED that the Senate of the Ninetieth General Assembly, the House of Representatives concurring therein, proclaims that the St. Louis Central Office of the Division of Workforce Development, located at 4811 Delmar Boulevard in the City of St. Louis, be hereby named the "Nathaniel J. "Nat" Rivers Office of the Division of Workforce Development", and that a sign or signs of appropriate size, lettering and design be constructed and placed on said office property with the name "Nathaniel J. "Nat" Rivers Office of the Division of Workforce Development" on said sign, which shall be readily legible from the street; and

BE IT FURTHER RESOLVED that the Director of the Department of Economic Development shall promptly notify those members of the General Assembly whose constituents are served by the Nathaniel J. "Nat" Rivers Office of the Division of Workforce Development, the Secretary of the Senate and the Clerk of the House of Representatives with the date in which said sign or signs are to be placed on the property; and

BE IT FURTHER RESOLVED, that the Secretary of the Senate prepare properly inscribed copies of this resolution for the Director of the Department of Economic Development and the Office of Administration.

In which the concurrence of the House is respectfully requested.

### **ADJOURNMENT**

On motion of Representative Crump, the House adjourned until 10:00 a.m., Tuesday, March 7, 2000.

### **COMMITTEE MEETINGS**

#### **BUDGET**

Tuesday, March 7, 2000, 8:30 am. Hearing Room 3.

Possible Executive Session to follow. AMENDED NOTICE.

To be considered - HB 1109, HB 1111

#### **BUDGET**

Tuesday, March 7, 2000. Hearing Room 3 upon morning adjournment.

Possible Executive Session to follow.

To be considered - HB 1109, HB 1111

#### **BUDGET**

Wednesday, March 8, 2000, 8:00 am. Hearing Room 3.

Executive Session on FY 2001 budget.

#### BUDGET

Wednesday, March 8, 2000. Hearing Room 3 upon morning adjournment.  
Executive Session on FY 2001 budget.

#### BUDGET

Thursday, March 9, 2000, 8:00 am. Hearing Room 3.  
Executive Session on FY 2001 budget.

#### CHILDREN, YOUTH AND FAMILIES

Wednesday, March 8, 2000, 7:30 pm. Hearing Room 6.  
Executive Session may follow.  
To be considered - HB 1187, HB 1819, HB 1943, HB 1946, HB 1962

#### CIVIL AND ADMINISTRATIVE LAW

Wednesday, March 8, 2000. Hearing Room 1 upon morning adjournment.  
To be considered - HB 1233, HB 1646, HB 1664, Executive Session - HB 1929,  
Executive Session - HB 1997

#### CRIMINAL LAW

Wednesday, March 8, 2000, 8:00 pm. Hearing Room 7.  
Executive Session may follow.  
To be considered - HB 1528, HB 1851, HB 1920, HB 2010

#### JUDICIARY

Tuesday, March 7, 2000. Hearing Room 5 upon morning adjournment.  
Executive Session may follow. AMENDED NOTICE.  
To be considered - HB 1438, HB 1539, HB 1575, HB 1805, HB 1978, HB 2060

#### LOCAL GOVERNMENT AND RELATED MATTERS

Tuesday, March 7, 2000. Hearing Room 7 upon morning adjournment.  
Executive Session may follow.  
To be considered - HB 1849, HB 1850, HB 1975, HB 2053, HB 2059, HB 2061,  
HB 2065, HCR 9

#### MISCELLANEOUS BILLS AND RESOLUTIONS

Wednesday, March 8, 2000, 9:00 am. Hearing Room 6.  
To be considered - HB 2045, HCR 20, HR 172, HR 199

#### MOTOR VEHICLE AND TRAFFIC REGULATIONS

Tuesday, March 7, 2000. Hearing Room 1 upon morning adjournment.  
To be considered - HB 1722, HB 1885, HB 1900

#### PUBLIC HEALTH

Tuesday, March 7, 2000. Hearing Room 4 upon morning adjournment.  
Possible Executive Session to follow.  
To be considered - HB 1605, HB 1759



**PUBLIC SAFETY AND LAW ENFORCEMENT**

Tuesday, March 7, 2000, 9:00 am. Hearing Room 6.

To be considered - HB 1889, HB 1987, HB 2009, Executive Session - HB 1757

**SOCIAL SERVICES, MEDICAID AND THE ELDERLY**

Tuesday, March 7, 2000, 7:30 pm. Hearing Room 6.

Possible Executive Session to follow.

To be considered - HB 2000, HB 2020, HB 2021

**TRANSPORTATION**

Wednesday, March 8, 2000. Hearing Room 6 upon morning adjournment.

Executive Session may follow.

To be considered - HB 1972, HB 2018, HB 2024, HCR 18

**URBAN AFFAIRS**

Tuesday, March 7, 2000, 8:00 pm. Hearing Room 4.

To be considered - HB 1846

**WAYS AND MEANS**

Wednesday, March 8, 2000. Hearing Room 4 upon afternoon adjournment.

Executive Session may follow. AMENDED NOTICE.

To be considered - HB 1498, HB 1861, HB 1956, HB 1963, HB 1983, HCR 23

**HOUSE CALENDAR**

THIRTY-SIXTH DAY, TUESDAY, MARCH 7, 2000

**HOUSE BILLS FOR SECOND READING**

HB 2101 through HB 2103

**HOUSE JOINT RESOLUTION FOR PERFECTION**

HJR 40 - Graham (24)

**HOUSE BILLS FOR PERFECTION**

- 1 HCS HB 1143, as amended - Scheve
- 2 HB 1615 - Hosmer
- 3 HCS HB 1172, 1501, 1633, 1440, 1634, 1177 & 1430 - Davis (122)
- 4 HCS HB 1566 & 1810 - Bray
- 5 HCS HB 1386 & 1086 - Britt
- 6 HCS HB 1076 - Relford
- 7 HB 1238 - Hoppe
- 8 HCS HB 1242 - Treadway
- 9 HB 1472 - Smith
- 10 HCS HB 1434 - Skaggs
- 11 HCS HB 1481 - Smith
- 12 HCS HB 1305 - Rizzo
- 13 HCS HB 1574 & 1640 - Ladd Stokan

- 14     HCS HB 1677, 1675 & 1676 - Riback Wilson (25)
- 15     HCS HB 1652 & 1433 - Hoppe
- 16     HB 1603, HCA 1 and HCA 2 - O'Connor
- 17     HCS HB 1711 - Abel
- 18     HCS HB 1797 - Gratz
- 19     HCS HB 1569 - Bray
- 20     HCS HB 1932 - Harlan
- 21     HCS HB 1967 - Hoppe

**HOUSE BILLS FOR PERFECTION - INFORMAL**

- 1     HCS HB 1362, HS, as amended, pending - Harlan
- 2     HCS HB 1602, as amended - Leake

**HOUSE BILLS FOR PERFECTION - CONSENT**

(March 1, 2000)

- 1     HB 1848 - Treadway
- 2     HB 1923 - Ransdall
- 3     HB 1875 - Franklin
- 4     HB 1802 - Monaco
- 5     HB 1544 - Smith
- 6     HB 1591 - Backer
- 7     HB 1739 - Auer
- 8     HB 1486 - Abel
- 9     HB 1509 - Hosmer
- 10    HB 1374 - Graham (24)
- 11    HB 1465 - Ransdall
- 12    HB 1706 - Gambaro
- 13    HB 1428 - Hickey
- 14    HB 1454 - Hoppe
- 15    HB 1604 - Graham (106)
- 16    HB 1568 - Riback Wilson (25)
- 17    HB 1596 - Auer
- 18    HB 1685 - Smith
- 19    HB 1948 - Gratz
- 20    HB 1825 - Klindt

(March 2, 2000)

- 1     HB 1077 - Relford
- 2     HB 1808 - O'Toole

(March 7, 2000)

- 1 HB 1499 - Hoppe
- 2 HB 1647 - Skaggs
- 3 HB 1631 - Hoppe
- 4 HB 1841 - Kreider
- 5 HB 1579 - Hoppe

**HOUSE BILLS FOR THIRD READING**

- 1 HS HCS HB 1254 - Kissell
- 2 HCS HB 1644, E.C. - Hagan-Harrell
- 3 HB 1443 - Koller
- 4 HCS HB 1737 - Monaco
- 5 HB 1082 - Crump

**HOUSE BILLS FOR THIRD READING - CONSENT**

- 1 HB 1353 - Farnen
- 2 HB 1185 - Gratz
- 3 HB 1085 - Selby
- 4 HB 1396 - Farnen
- 5 HB 1097 - Hosmer
- 6 HB 1289 - Auer
- 7 HB 1335 - Scheve

**SENATE CONCURRENT RESOLUTION FOR SECOND READING**

SCR 21

**HOUSE RESOLUTIONS**

- 1 HR 169, (2-24-00, pg. 398) - Williams (121)
- 2 HR 200, (2-24-00, pg. 399) - Harlan
- 3 HR 173, (2-24-00, pg. 398) - Farnen
- 4 HR 33, (2-24-00, pg. 397) - Williams (121)
- 5 HR 91, (2-24-00, pgs. 397 & 398) - Crawford